

Reply to Office Action dated January 7, 2009

REMARKS

This Amendment is being filed simultaneously with a Request for Continued Examination. This Amendment serves as a submission under 37 C.F.R. §1.114.

Claims 10, 12, 68 and 71-72 are pending in this application. By this Amendment, claims 10 and 68 are amended. Various amendments are made for clarity and are unrelated to issues of patentability.

Applicants gratefully acknowledge the courtesies extended by Examiner Nelson during the telephonic interview on March 31 with applicants' representative, Mr. Oren. The substance of the interview is incorporated into the following remarks. During the telephonic interview, applicants discussed claim amendments to independent claims 10 and 68 as well as the applied references.

The Office Action rejects claims 10 and 68 under 35 U.S.C. §112, first and second paragraphs. It is respectfully submitted that the above amendments obviate the grounds for rejection. More specifically, the amendments delete features that the "error list that specifically identifies bad dealing companies that have committed trading errors." Withdrawal of the rejections is respectfully requested.

The Office Action rejects claims 10 and 68 under 35 U.S.C. §103(a) over U.S. Patent 6,324,522 to Peterson et al. (hereafter Peterson) in view of U.S. Patent 6,963,849 to Chaturvedi et al. (hereafter Chaturvedi). The Office Action also rejects claim 12 under 35 U.S.C. §103(a) over Peterson in view of Chaturvedi and U.S. Patent 5,963,915 to Kirsch. Still further, the Office

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Action rejects claims 71-72 under 35 U.S.C. §103(a) over Peterson in view of Chaturvedi and U.S. Patent 6,085,171 to Leonard et al. (hereafter Leonard). The rejections are respectfully traversed with respect to the pending claims.

Independent claim 10 recites a database server, a web server, and an order control server. Independent claim 10 also recites that an order control server coupled to the database server and the web server, and configured to restrict prescribed orders for each of the dealing companies based on information about the respective dealing companies, wherein the information of the respective dealing companies used to restrict prescribed orders relates to past performances of the corresponding dealing companies, and wherein the order control server sequentially controls operations of: determining whether or not there is the order for the tangible product purchase from one of the dealing companies, determining whether or not the ordered tangible product belongs to a previously established error list in the database server, if it is determined that there is the order for the tangible product purchase, temporarily suspending next operations and notifying the error to a user, if it is determined that the ordered tangible product belongs to the previously established error list, determining whether or not the error is cured, and confirming the order for the tangible product purchase, if the error is determined to be cured.

The applied references do not teach or suggest at least these features of independent claim 10. More specifically, Peterson and Chaturvedi do not teach or suggest determining whether or not there is the order for the tangible product purchase from one of the dealing companies, determining whether or not the ordered tangible product belongs to a previously

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established error list in the database server, if it is determined that there is the order for the tangible product purchase, temporarily suspending next operations and notifying the error to a user, if it is determined that the ordered tangible product belongs to the previously established error list, determining whether or not the error is cured, and confirming the order for the tangible product purchase, if the error is determined to be cured.

Peterson's FIGs. 13-16 do not suggest these features of independent claim 10. Additionally, Chaturvedi's alleged rating or other performance information also does not suggest these features of independent claim 10. Chaturvedi's col. 2, lines 17-37 relates to past performances of suppliers. See also col. 11, line 50-col. 12, line 6. Chaturvedi also discloses errors and the communication of the error to a supplier. See FIG. 4 and col. 12, line 59-col. 13, line 11. However, this does not relate to a previously established error list, temporarily suspending operations, determining whether an error is cured and confirming the order for the tangible product purchase, if the error is determined to be cured.

For at least these reasons, Peterson and Chaturvedi do not teach or suggest all the features of independent claim 10. The other applied references do not teach or suggest the features of independent claim 10 missing from Peterson and Chaturvedi. Thus, independent claim 10 defines patentable subject matter.

Independent claim 68 recites an order control server that sequentially controls operations of: determining whether or not there is an order for the tangible product purchase from one of the dealing companies, determining whether or not the ordered tangible product belongs to a

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previously established error list in the database server, if it is determined that there is an order for the tangible product purchase, temporarily suspending next operations and notifying the error to a user, if the ordered tangible product is determined to belong to the previously established error list, determining whether or not the error is cured, and confirming the order for the tangible product purchase, if the error is determined to be cured.

For at least similar reasons as set forth above, the applied references do not teach or suggest at least these features of independent claim 68. More specifically, Peterson and Chaturvedi do not teach or suggest determining whether or not there is an order for the tangible product purchase from one of the dealing companies, determining whether or not the ordered tangible product belongs to a previously established error list in the database server, if it is determined that there is an order for the tangible product purchase, temporarily suspending next operations and notifying the error to a user, if the ordered tangible product is determined to belong to the previously established error list, determining whether or not the error is cured, and confirming the order for the tangible product purchase, if the error is determined to be cured. The other applied references do not teach or suggest the features of independent claim 68 missing from Peterson and Chaturvedi. Thus, independent claim 68 defines patentable subject matter.

For at least the reasons set forth above, each of independent claims 10 and 68 defines patentable subject matter. Each of the dependent claims depends from one of the independent claims and therefore defines patentable subject matter at least for this reason. In addition, the

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dependent claims recite features that further and independently distinguish over the applied references.

CONCLUSION

In view of the foregoing, it is respectfully submitted that the application is in condition for allowance. Favorable consideration and prompt allowance of claims 10, 12, 68 and 71-72 are earnestly solicited. If the Examiner believes that any additional changes would place the application in better condition for allowance, the Examiner is invited to contact the undersigned attorney at the telephone number listed below.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this, concurrent and future replies, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

Respectfully submitted,
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